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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/566,788

06/01/2006

Dimitris Katsoulis

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12/08/2009

DINSMORE & SHOHL LLP

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SUITE 1300

DAYTON, OH 45402-2023

EXAMINER

NAKARANI, DHIRAJLAL S

ART UNIT

PAPER NUMBER

1794

MAIL DATE

DELIVERY MODE

12/08/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Office Action Summary</b>	<b>Application No.</b> 10/566,788	<b>Applicant(s)</b> KATSOULIS ET AL.	
	<b>Examiner</b> D. S. Nakarani	<b>Art Unit</b> 1794	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

### Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

### Status

- 1) ☒ Responsive to communication(s) filed on 31 July 2009.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

### Disposition of Claims

- 4) ☒ Claim(s) 1-22 is/are pending in the application.
- 4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.
- 5) ☐ Claim(s) \_\_\_\_\_ is/are allowed.
- 6) ☒ Claim(s) 1-22 is/are rejected.
- 7) ☐ Claim(s) \_\_\_\_\_ is/are objected to.
- 8) ☐ Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

### Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on \_\_\_\_\_ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.  
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).  
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

### Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some \* c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
  - ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
  - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

### Attachment(s)

- |  |   |
|--|---|
| 1) <input type="checkbox"/> Notice of References Cited (PTO-892)                       | 4) <input type="checkbox"/> Interview Summary (PTO-413)           |
| 2) <input type="checkbox"/> Notice of Draftperson's Patent Drawing Review (PTO-948)    | Paper No(s)/Mail Date. _____                                      |
| 3) <input checked="" type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date <u>06/18/2009</u> .  | 6) <input type="checkbox"/> Other: _____                          |

### DETAILED ACTION

1. The text of those sections of Title 35, U.S. Code not included in this action can be found in a prior Office action.
2. Claims 1-8, 10-17 and 19-22 are rejected under 35 U.S.C. 103(a) as being unpatentable over Nozue et al (U. S. Patent 4,626,556) in view of Yagihashi (U. S. Patent 6,340,735 B1), Aiba et al (U. S. Patent 5,183,846), Linde et al (U. S. Patent 5,043,789) and Li et al (U. S. Patent Application Publication US 2003/0171476 A1) for the reasons of record set forth in paragraph 5 of the Office Action mailed April 01, 2009 (Paper Number 20090328).
3. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.
4. Claims 1-22 are rejected under 35 U.S.C. 102(b) as being anticipated by Paquet et al (U. S. Patent 5,822,675).

Paquet et al disclose a substrate such as aluminum coated with an insulating coating layer (2) comprising silicone resin having structural formula same as claimed in claims 9 and 18 and filler such as silica Cabosil® LM150 (Example 1, col. 4, line 65 to col. 5, line 13). The invention as claimed is an open language and inclusive of additional

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layers not specified in the claimed invention. The Cabosil® LM150 deemed to have claimed particle size unless shown otherwise.

5. Claims 9 and 18 are duplicate claims.

6. Receipt of Information Disclosure Statement filed June 18, 2009 is acknowledged and all recited documents have been made of record.

7. Applicant's arguments filed July 31, 2009 have been fully considered but they are not persuasive. In reference to rejection of claims 1-8, 10-17 and 19-22 under 35 U.S.C. 103(a) as being unpatentable over Nozue et al (U. S. Patent 4,626,556) in view of Yagihashi (U. S. Patent 6,340,735 B1), Aiba et al (U. S. Patent 5,183,846), Linde et al (U. S. Patent 5,043,789) and Li et al (U. S. Patent Application Publication US 2003/0171476 A1), applicants essentially argue that the claimed network polymer structures are amorphous and exhibit excellent resistance to high temperatures and resist cracking from flexing better than crystalline ladder structures.

These arguments are unpersuasive because invention as claimed does not exclude ladder polymer. Also claimed invention does not require amorphous silicone dielectric coating. The invention as claimed does not require minimum temperature resistance and/or cracking resistance. The broadly claimed invention is not limited to the coating composition of the Examples 1 and 3 of the instant specification.

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8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to D. S. Nakarani whose telephone number is (571) 272-1512. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Callie E. Shosho can be reached on (571) 272-1123. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

**/D. S. Nakarani/  
Primary Examiner, Art Unit 1794**

DSN  
December 6, 2009.